

Act on Sweden's economic zone, promulgated on 3 December 1992<sup>1</sup>

By a decision taken by Parliament, the following has been enacted:

General provisions

Article 1

Sweden's economic zone includes the marine area outside the territorial boundary prescribed by the Government. The zone may not, however, extend beyond a demarcation line which has been agreed upon with another State, or, in the absence of such an agreement, beyond the midline in relation to the other State.

The word "midline" shall be understood to mean a line each point of which is situated at an equal distance from the nearest points on the baselines from which the breadth of Sweden's and the other State's territorial sea is reckoned.

Protection of the marine environment

Article 2

Persons navigating in the economic zone or carrying out research or other activities in the zone shall take such measures as are necessary for the avoidance of damage to the marine environment.

The Government or such authority as the Government determines may publish regulations for the protection and preservation of the marine environment.

Article 3

Further provisions for protection against certain pollutants of the marine environment may be found in Act 1980:424, concerning measures against water pollution from vessels, and in Act 1974:1154, concerning the dumping of wastes into the water.

Utilization of natural resources, etc.

Article 4

With regard to fishing in the economic zone, Act 1950:596, concerning the right to fish, shall apply. With regard to the right to explore the floor of the continental shelf in the zone and to exploit the natural resources of the continental shelf, Act 1966:314, concerning the continental shelf, shall apply.

Article 5

With reference to natural resources in the economic zone other than those referred to in article 4, a licence from the Government or from such authority as the Government determines shall be required for:

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<sup>1</sup> Text transmitted by the Permanent Mission of Sweden to the United Nations; translation by the United Nations Secretariat.

1. The investigation, extraction and other utilization of such natural resources;
2. The establishment and utilization of artificial islands;
3. The establishment and utilization of installations and other equipment for commercial purposes.

A decision to grant a licence shall specify the activity to which the licence relates and the conditions that shall apply to the activity. A licence may be restricted to a specific time.

#### Article 6

In the examination of licences referred to in article 5, Act 1987:12, concerning the economy of natural resources and the like, shall apply.

#### Article 7

The Government, or such authority as the Government determines, may, in order to protect an artificial island, installation or other equipment which has come into being on the basis of this Act, publish regulations concerning a security zone extending not more than 500 metres from the outer edge of the island or equipment.

#### Article 8

A licence may be revoked if the licensee disregards his obligations under this Act or under the regulations or conditions which have been published on the basis of the Act or if any other reasonable cause exists.

If a licence is revoked even though the licensee has not disregarded his obligations, he shall have the right to compensation from the State for the loss resulting from the measures he has taken in connection with the licence.

#### Marine scientific research

#### Article 9

Marine scientific research may not be carried out in the economic zone by foreign nationals without permission from the Government or such authority as the Government determines. The Government or such authority as the Government determines may prescribe that an application for a licence shall be replaced by a notification or that neither the licence nor the notification shall be necessary.

The licence may be restricted to a specific time and may be associated with conditions. With regard to the revocation of licences and the right to compensation in such a case, the provisions of article 8 shall apply.

#### Principles relating to international law

#### Article 10

This Act, as well as the regulations and conditions that are published on the basis of the Act, shall not include any restrictions of the rights, existing under international law, to free navigation in the economic zone, to overflight of the zone and to the placement of cables and pipelines in the zone, nor of any other rights that follow from the generally recognized principles of international law.

Supervision, etc.

Article 11

Supervision of compliance with this Act, as well as with the regulations and conditions which have been published on the basis of the Act, shall be exercised by such authority or authorities as the Government determines.

Article 12

Any person who carries out an activity in accordance with this Act shall be required to supply to a supervisory authority, upon request, such information and documents as are necessary for the supervision.

Article 13

A supervisory authority may publish such orders as are necessary to ensure that this Act and the regulations and conditions published on the basis of this Act are complied with.

An order may be associated with a fine.

Article 14

If an activity is carried out in such a way that it obviously constitutes a danger to the environment or to some other public or individual interest, a supervisory authority may prohibit the activity. A decision to impose such a prohibition shall be applicable immediately and may be put into effect notwithstanding the fact that it has not acquired the force of law.

Applicable law, penalties, etc.

Article 15

On an artificial island, installation or other equipment which has been established on the basis of this Act, Swedish law shall apply in the same manner as if the equipment were situated within the country. The equipment shall then be regarded as being situated within the nearest part of Sweden's territorial sea.

Article 16

A fine shall be imposed on any person who intentionally or through negligence:

1. Fails to comply with a regulation that has been published on the basis of article 2 or article 7;
2. Carries out an activity in violation of article 5 or article 9 or disregards a condition that has been published on the basis of article 5 or article 9;
3. Continues to carry out an activity after the supervisory authority has prohibited the activity on the basis of Article 14.

Article 17

Any person who has committed an offence referred to in article 16 shall be judged by a Swedish court even if chapter 2, article 2, or article 3, of the Criminal Code is not applicable.

If an offence against this Act or against a regulation which has been published on the basis of the Act has been committed in the economic zone, prosecution for that offence shall be instituted by the district court [tingsrät] whose area of competence is nearest to the place where the offence was committed.

#### Article 18

Other decisions in special cases than those which the Government or an ordinary court [allmän domstol] has published in accordance with this Act or in accordance with the regulations published on the basis of this Act may be appealed to the administrative court of appeal [kammarrätten].

This Act shall enter into force on 1 January 1993.

## Sweden

### Ordinance on Sweden's Exclusive Economic Zone, issued on 3 December 1992 1/

The following is hereby prescribed by the Government:

I. Sweden's exclusive economic zone comprises certain sea areas beyond the limit of Sweden's territorial waters and extends as follows:

1. In the Skagerrak in the area closest to the Norwegian border up to great circle arcs between the point 58° 45' 41.3"N, 10° 35' 40.0"E, the point 58° 30' 41.2"N, 10° 08' 46.9"E and the point 58° 15' 41.2"N, 10° 01' 48.1"E,

2. In the Skagerrak in the area closest to the Danish border and in the Kattegat up to straight (geodetic) lines between the point 58° 15' 41.2"N, 10° 01' 48.1"E, the point 58° 08' 00.1"N, 10° 32' 32.8"E, the point 57° 49' 00.6"N, 11° 02' 55.6"E, the point 57° 27' 00.0"N, 11° 23' 57.4"E, the point 56° 30' 32.3"N, 12° 08' 52.1"E, the point 56° 18' 14.1"N, 12° 05' 15.9"E, and the point 56° 12' 58.9"N, 12° 21' 48.0"E,

3. In the Öresund (the Sound) between the point 56° 12' 58.9"N, 12° 21' 48.0"E and the point 55° 20' 14.2"N, 12° 38' 31.0"E up to the demarcation line set in the Declaration of 30 January 1932 between Sweden and Denmark in respect of certain border matters in the Öresund or later changes therein,

4. In the southern and central Baltic Sea up to straight (geodetic) lines:

(a) Between the point 55° 20' 14.2"N, 12° 38' 31.0"E, the point 55° 18' 30.0"N, 12° 38' 20.0"E, the point 55° 15' 00.0"N, 12° 40' 38.0"E, the point 55° 10' 00.0"N, 12° 47' 41.6"E, the point 55° 03' 54.0"N, 13° 03' 20.0"E, the point 55° 00' 35.2"N, 13° 08' 45.0"E,

(b) Between the point 55° 00' 36"N, 13° 09' 26"E, the point 55° 01' 15"N, 13° 47' 08"E, the point 54° 57' 52"N, 13° 59' 15"E,

(c) Between the point 54° 57' 49.1"N, 13° 59' 40.0"E, the point 55° 18' 44.0"N, 14° 27' 36.0"E, the point 55° 41' 29.4"N, 15° 02' 34.4"E, the point 55° 21' 18.6"N, 16° 30' 29.7"E, and

(d) Between the point 55° 21'.640'N, 16° 32.000'E, the point 55° 30.000'N, 17° 00.000'E, the point 55° 35.235'N, 17° 22.680'E, the point 55° 46.985'N, 18° 00.000'E, the point 55° 55.293'N, 18° 21.800'E, the point 55° 52.876'N, 18° 54.000'E and the point 55° 52.788'N, 18° 55.545'E,

5. In the central Baltic Sea up to a straight (geodetic) line between the point 55° 52.793'N, 18° 55.760'E, and the point 55° 53.482'N, 18° 56.777'E,

6. In the central and northern Baltic Sea up to straight lines (loxodromes) between the point 55°53.482'N, 18°56.777'E, the point 55° 57.300'N, 19°04.049'E, the point 55°58.863'N, 19°04.876'E, the point 56°02.433'N, 19°05.669'E, the point 56° 15.000'N, 19° 13.565'E, the point 56°27.000'N, 19°21.070'E, the point 56°35.000'N, 19°25.070'E, the point 56°45.000'N, 19°31.720'E, the point 56° 58.000'N, 19°40.270'E, the point 57°14.192'N, 19°53.565'E, the point 57°26.717'N, 20°02.160'E, the point 57°

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1/ For text of the Act on Sweden's economic zone, see Law of the Sea Bulletin No. 23, pp. 24-28.

33.800'N, 20°03.965'E, the point 57°44.000'N, 20°14.139'E, the point 57°54.691'N, 20°24.920'E, the point 58°12.000'N, 20°22.502'E, the point 58°29.000'N, 20°26.590'E, and the point 58°46.836'N, 20°28.672'E,

7. In the Bothnia Sea and the Gulf of Bothnia up to straight lines between the point 60°36.6'N, 19°13.0'E, the point 60°40.7'N, 19°14.1'E, the point 62°42.0'N, 19°31.5'E, the point 63°20.0'N, 20°24.0'E, the point 63°29.1'N, 20°41.8'E, the point 63°31.3'N, 20°56.4'E and the point 63°36.6'N, 21°16.8'E, between the point 63°38.1'N, 21°22.7'E, the point 63°40.0'N, 21°30.0'E and the point 65°21.8'N, 23°55.0'E, and between the point 65°27.5'N, 24°03.2'E, the point 65°30.9'N, 24°08.2'E and the point 65°31.8'N, 24°08.4'E.

The coordinates in section I above are given in accordance with the following:

Coordinates	Coordinate system or geodetic system
The coordinates in I, 1, 2, 4a and c	European Datum 1950 (ED 50)
The coordinates in I, 4b	Coordinates in Swedish sea chart No. 83
The coordinates in I, 4d	World Geodetic System 1972 (WGS 72)
The coordinates in I, 5 and 6	Swedish coordinate system (RT 38)

II. For the period until such time as agreement on the outer limit of the exclusive economic zone has been reached with another State the exclusive economic zone extends beyond Sweden's territorial waters in areas other than those specified in section I, as follows:

1. In the southern Baltic Sea up to straight lines:

- (a) From the point 55°00'35.2"N, 13°08'45.0"E, to the point 55°00'36"N, 13°09'26"E,
- (b) From the point 54°57'52"N, 13°59'15.0"E, to the point 54°57'49"N, 13°59'40.0"E, and
- (c) From the point 55°21'18.6"N, 16°30'29.7"E, to the point 55°21'640"N, 16°32.000'E,

2. In the northern Baltic Sea as a straight line (loxodrome) between the point 58°46'836"N, 20°28.672'E, and the point 58°47'680"N, 20°25.264'E,

3. In the northern Baltic Sea as straight lines between the point 58°47.680'N, 20°25.264'E, the point 58°47.6'N, 20°24.6'E, the point 58°51.5'N, 20°10.0'E, the point 59°22.1'N, 19°57.8'E, and the point 59°28.6'N, 19°57.5'E.

III. For the period until such time as agreement on the outer limit of the exclusive economic zone has been reached with another State, as regards fishery rights the zone extends beyond Sweden's territorial waters in areas other than those specified in sections I and II, as follows:

- In the northern Baltic Sea and Aland Sea up to the median line between the point 59°33.55'N, 19°59.62'E, and the point 59°42.07'N, 19°47.48'E and between the point 59°51.22'N, 19°34.42'E and the point 59°59.54'N, 19°22.46'E

- And up to a line twelve nautical miles from Finland's baselines between the point 60°34.3'N, 19°06.5'E and the point 60°36.6'N, 19°13.0'E.

IV. For the period until such time as agreement on the outer limit of the exclusive economic zone has been reached with another State, as regards the extent of the Swedish continental shelf the zone extends beyond Sweden's territorial waters in areas other than those specified in sections I and II, as follows:

1. In the northern Baltic Sea as straight lines between the point 59°28.6'N, 19°57.5'E, the point 59°26.7'N, 20°09.4'E, and the point 59°33.55'N, 19°59.62'E,

2. And in the Aland Sea as a straight line between the point 59°42.07'N, 19°47.48'E, and the point 59°45.2'N, 19°43.0'E, and further along Finland's territorial border to the point 59°47.5'N, 19°39.7'E, and the point 59°47.7'N, 19°39.4'E, and further as a straight line to the point 59°51.22'N, 19°34.42'E,

3. And in the Aland Sea as straight lines between the point 59°59.54'N, 19°22.46'E, and the point 60°11.5'N, 19°05.2'E and the point 60°13.0'N, 19°06.0'E and further along Finland's territorial border to the point 60°14.2'N, 19°06.5'E,

4. And in the Aland Sea as a straight line between the point 60°22.5'N, 19°09.5'E and the point 60°36.6'N, 19°13.0'E.

V. The sections where the border for Sweden's exclusive economic zone coincides with the Swedish territorial border are governed separately in statutes regarding Sweden's territorial waters and Sweden's national borders.

VI. The National Maritime Administration shall ensure that the outer limit of Sweden's exclusive economic zone is marked on sea charts available to the public.

This Ordinance enters into force on 1 January 1993, when the Ordinance (1977:642) on the Extent of the Swedish Fishery Zone shall be repealed.